



General Assembly

February Session, 2004

Raised Bill No. 5470

LCO No. 598

00598_____PD_

Referred to Committee on Planning and Development

Introduced by:
(PD)

***AN ACT CONCERNING LOCATION OF AUTO DEALERS, REPAIRERS,
JUNKYARDS AND GASOLINE STATIONS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 14-54 of the general statutes, as amended by
2 section 2 of public act 03-184 and section 70 of public act 03-6 of the
3 June 30 special session, is repealed and the following is substituted in
4 lieu thereof (*Effective from passage*):

5 Any person who desires to obtain a license for dealing in or
6 repairing motor vehicles shall first obtain and present to the
7 commissioner a certificate of approval of the location for which such
8 license is desired from the zoning commission, planning and zoning
9 commission or other board or authority designated by local charter,
10 regulation or ordinance of the town, city or borough wherein the
11 business is located or is proposed to be located. [, except that in any
12 town or city having a zoning commission, combined planning and
13 zoning commission and a board of appeals, such certificate shall be
14 obtained from the board of appeals.] In addition thereto, such
15 certificate shall be approved by the chief of police where there is an
16 organized police force or, where there is none, by the commander of

17 the state police barracks situated nearest to such proposed location.
 18 The provisions of this section shall not apply to (1) a transfer of
 19 ownership to a spouse, child, brother, sister or parent of a licensee, (2)
 20 a transfer of ownership to or from a corporation in which a spouse,
 21 child, brother, sister or parent of a licensee has a controlling interest, or
 22 (3) a change in ownership involving the withdrawal of one or more
 23 partners from a partnership.

24 Sec. 2. Subsection (a) of section 14-67i of the general statutes, as
 25 amended by section 3 of public act 03-184 and section 71 of public act
 26 03-6 of the June 30 special session, is repealed and the following is
 27 substituted in lieu thereof (*Effective from passage*):

28 (a) No person, firm or corporation shall establish, operate or
 29 maintain a motor vehicle recycler's yard or motor vehicle recycler's
 30 business unless a certificate of approval of the location to be used
 31 therefor has been procured from the zoning commission, planning and
 32 zoning commission or other board or authority designated by local
 33 charter, regulation or ordinance in the town, city or borough wherein
 34 such yard or business is located or is proposed to be located. [, except
 35 that in any town or city having a zoning commission, combined
 36 planning and zoning commission and a board of appeals, such
 37 certificate shall be obtained from the board of appeals.]

This act shall take effect as follows:	
Section 1	<i>from passage</i>
Sec. 2	<i>from passage</i>

Statement of Purpose:

To transfer local authority to approve the location of auto dealers, repairers, junkyards and gasoline stations in a municipality where there is a zoning commission, combined planning and zoning commission and a zoning board of appeals to the zoning commission, planning and zoning commission or other board or commission designated by charter, regulation or ordinance.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]